

Adams, Hope

From: Butler, David
Sent: Thursday, October 21, 2021 6:05 PM
To: Jeffrey Kuykendall
Cc: Knowles, Alex; sam.wellborn@duke-energy.com; Heather Smith; Grube-Lybarker, Carri; Hall, Roger; Eclancy@selcsc.org; kmixson@selcsc.org; Bateman, Andrew; Mustian, Ben; J. Ashley Cooper; willmiddleton@parkerpoe.com; Charles L. A. Terreni; PSC_Contact; Boyd, Jocelyn
Subject: Re: [External] Re: DN 2021-143-E and 2021-144-E

OK. Thanks, Jeffrey.
 David Butler

Sent from my iPhone

On Oct 21, 2021, at 4:42 PM, Jeffrey Kuykendall <JWKuykendall@jwklegal.com> wrote:

David,

For the same reasons articulated by the attorneys for the other intervenors, SEIA's attorney will also appear virtually. We are not presenting any witnesses.

Respectfully,

Jeffrey W. Kuykendall
Attorney at Law
 127 King St., Ste. 208
 Charleston, SC 29401
 843.790.5182 (direct)
 866.733.1909 (facsimile)
Jwkuykendall@jwklegal.com

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On Thu, Oct 21, 2021 at 12:50 PM Butler, David <David.Butler@psc.sc.gov> wrote:

Thanks for the information, Alex.

David Butler

From: Knowles, Alex <aknowles@ors.sc.gov>
Sent: Thursday, October 21, 2021 12:37 PM
To: Butler, David <David.Butler@psc.sc.gov>; sam.wellborn@duke-energy.com; Heather Smith

<heather.smith@duke-energy.com>; Grube-Lybarker, Carri <clybarker@scconsumer.gov>; Hall, Roger <RHall@scconsumer.gov>; Eclancy@selcsc.org; jwkuykendall@jwklegal.com; kmixson@selcsc.org; Eclancy@selcsc.org; kmixson@selcsc.org; kmixson@selcsc.org; Bateman, Andrew <abateman@ors.sc.gov>; Mustian, Ben <BMustian@ors.sc.gov>; J. Ashley Cooper <ashleycooper@parkerpoe.com>; willmiddleton@parkerpoe.com; Charles L. A. Terreni <charles.terreni@terrenilaw.com>; PSC_Contact <Contact@psc.sc.gov>
Cc: Boyd, Jocelyn <Jocelyn.Boyd@psc.sc.gov>
Subject: RE: DN 2021-143-E and 2021-144-E

David:

ORS would request to have six people in the hearing room.

Thank you,

Alex

Alexander W. Knowles

Office of Regulatory Staff | Senior Staff Attorney

(803) 737-0889

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From: Butler, David <David.Butler@psc.sc.gov>

Sent: Thursday, October 21, 2021 9:21 AM

To: sam.wellborn@duke-energy.com; Heather Smith <heather.smith@duke-energy.com>; Grube-Lybarker, Carri <clybarker@scconsumer.gov>; Hall, Roger <RHall@scconsumer.gov>; Knowles, Alex <aknowles@ors.sc.gov>; Eclancy@selcsc.org; jwkuykendall@jwklegal.com; kmixson@selcsc.org; Eclancy@selcsc.org; kmixson@selcsc.org; kmixson@selcsc.org; Bateman, Andrew <abateman@ors.sc.gov>; Mustian, Ben <BMustian@ors.sc.gov>; J. Ashley Cooper <ashleycooper@parkerpoe.com>; willmiddleton@parkerpoe.com; Charles L. A. Terreni

<charles.terreni@terrenilaw.com>; PSC_Contact <Contact@psc.sc.gov>

Cc: Boyd, Jocelyn <Jocelyn.Boyd@psc.sc.gov>

Subject: DN 2021-143-E and 2021-144-E

To the Parties:

As you all know, I have a pending request from ORS to present a live panel of witnesses, along with a virtual witness. Duke responded by stating that if I grant the ORS request that those companies also want to appear live with live witnesses. I am aware that the intervenors have only one witness, but there are several lawyers involved. What I need as soon as possible is a head count from the parties about how many live people, including both witnesses and lawyers (and whoever) could actually be present in the hearing room for the parties, if, indeed, I decide to grant the ORS and Duke requests. My question today, of course, encompasses the Intervenor's letting me know their positions on these matters ASAP, instead of waiting until Monday. Of course, if the intervenors want to appear live, I will need to know how many lawyers and the witness would appear live in the hearing room. Duke informs me that they need to know my position ASAP because of the necessity of making travel plans, should I grant the pending ORS and Duke motions to appear live. Accordingly, I need to know **by the close of business today** the parties' estimate of how many people would appear on their behalf at a live hearing. I understand that the answers would have to be your best estimates at this time, and the exact number could be subject to change. As stated before, at least one witness is going to appear virtually no matter what, so virtual appearances are still available for lawyers and witnesses, even if I grant the Motions.

We also need this information to decide what preparations that the Commission would have to make for social distancing, should the Motions be granted. I pledge to rule on the Motions promptly, once I receive the requested information.

Thanks in advance for your cooperation in this matter.

Regards,

David Butler

Chief Hearing Officer